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OGC HAS REVIEWED.

17 October 1951

Memorandum for the Record

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1. On 16 October [] called the Agency to state that he had been requested by Mr. Robert Morris, Counsel of the Internal Security Subcommittee of the Senate Judiciary Committee to appear before the Subcommittee at 3:00 on 17 October. The matter was discussed by Mr. Pforzheimer with [], Colonel Hansen and [] (acting in the absence of Mr. Wisner).

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2. Recommendations for the Director were prepared and discussed with the Director on 17 October. This paper recommended that [] should appear before the Committee [] and refuse to disclose any of the circumstances relating to the Davies affair on the grounds of security. This position was taken by me in order to retain consistency with the Director's position as set forth in his letter to the Deputy Under Secretary of State, Mr. Humelsine, dated 19 September 1951. It should be noted, however, that my basic reason for signing this recommendation was to maintain the consistency of the Agency position.

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3. The entire matter was discussed on 17 October with the Director, Mr. Jackson, and myself, together with [] and Hansen, and []. I explained to the Director that following my meeting on 15 August with Senators McCarran and Ferguson, it had been their evident intention to drop the matter []

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4. The Director instructed me to inform Mr. Morris and the Committee Chairman [] that we requested he not be called. It was agreed that this should be a first step, and that I would then report back the Committee's views on this matter to the Director. In addition, the Director indicated that [] should be permitted to testify if necessary on the facts contained in his statement to the FBI,

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including a "yes" ^{or} ~~and~~ "no" answer to the question as to whether the alleged conversation with Davies had taken place and whether Davies had made the statements attributed to him. However, [] was to refuse to answer on security grounds anything which would lead into a discussion of matters which are still considered classified. I was further instructed, in company with Colonel Hansen, to discuss the matter immediately with Mr. Humelsine, Deputy Under Secretary of State.

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5. In the course of the lengthy conference with the Director, Mr. Jackson, et al, the complete ramifications of the situation were discussed from the standpoint of the administration's position on the matter, as well as the position of CIA in its relationships with key members of the Congress. It was pointed out that [] testimony was extremely vital in any show of perjury involving Mr. Davies, and that there would in all probability be severe pressure from the Department of State to keep [] silent. Our responsibility in this matter was clearly understood.

6. Colonel Hansen and I met with Mr. Humelsine and his deputy, Walter K. Scott, and this meeting will be covered by a memorandum for the record by Colonel Hansen.

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7. I talked with Mr. Morris, Committee Counsel, and explained our position [] [] I informed him that it was the worst possible time to associate [] with us [] as a former CIA employee. Morris replied that any final answer must come from Chairman McCarran.

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8. I talked with Senator McCarran, who was somewhat embarrassed in that he had forgotten, until reminded by Senator Ferguson, that [] was one of the persons whose testimony we had discussed in our meeting of 15 August. He authorized me to allow [] to return to [] subject to a future call, and stated that he felt that before any further action were taken he and Senator Ferguson, together with Committee Counsel Morris and Sourwine sit down and review the entire situation with me.

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Walter L. Pforzheimer

cc - DD/Plans

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